S.B. CIVIL WRIT PETITION NO.6419/2003

Rajendra Singh

VS

State of Rajasthan & Ors.

DATE OF ORDER : 17.3.2005

HON'BLE MR.PRAKASH TATIA, J.

Mr.T.S.Champawat, for the petitioner.
Mr.B.L.Tiwari,Dy.GA, for the respondents.

<><><>

Heard learned counsel for the parties.

The petitioner's revision petition was dismissed by the learned Addl. Collector, Bhilwara vide order dated 23rd May, 2003 even after holding that he could not find anything in favour of the non-petitioner from the original file, which was summoned from the Gram Panchayat.

I considered the submissions of learned counsel for the petitioner and perused the order passed by the learned Addl. District Collector, Bhilwara dated 23rd May, 2003. The learned Addl. District Collector, Bhilwara after considering all the documents, which were before him including the original file of the Gram Panchayat.

It is relevant to mention here that the non-petitioner no.3 has already been declared owner of the property in question by the civil court and a decree has been passed in favour of the non-petitioner no.3, copy of which is placed on record by the non-petitioner no.3 alongwith additional affidavit filed before this court on 29.1.2004. The decree is dated 20th Nov., 2004. It appears that matter was considered by the civil court in detail and the civil court passed the decree of declaration declaring the non-petitioner no.3 as owner of the property in dispute.

In view of the above, I do not find any merit in this writ petition and the same is hereby dismissed.

(PRAKASH TATIA), J.

c.p.goyal/-